

08/22/00

13883  
PTO  
09/643334  
08/22/00

Expected Classification of this Application:  
Class 424 Subclass 093.210

Prior Application:  
Examiner A. M. Baker  
Group Art Unit 1632

Attorney's  
Docket  
No 60435-A/IPW/MMM

HONORABLE ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

August 22, 2000

13888 U.S. PTO  
09/643334  
08/22/00

S I R:

This is a request for filing a X CONTINUATION

       DIVISIONAL        CONTINUATION-IN-PART application under

X 37 C.F.R. §1.53(b)        37 C.F.R. §1.53(d)<sup>1</sup>, of pending prior application

Serial No. 08/862,438 filed on May 24, 1997 of

Edmund La Gamma et al. for  
Inventor(s)

METHOD OF PRODUCING GENETICALLY MODIFIED ASTROCYTES AND USES THEREOF

Title of Invention

1        Enclosed is a copy of the prior application, as originally  
filed and an affidavit or declaration verifying it as a  
true copy.

2 X A verified statement to establish small entity status under  
37 C.F.R. §1.9 and 1.27  
       is enclosed.

X was filed in the prior application and such status  
is still proper and desired (37 C.F.R. §1.28(a)).

3 X The filing fee is calculated as follows:

CLAIMS AS FILED, LESS ANY CLAIMS CANCELLED BY AMENDMENT

	NUMBER FILED		NUMBER EXTRA*		RATE		FEE	
					SMALL ENTITY	OTHER ENTITY	SMALL ENTITY	OTHER ENTITY
Total Claims	15-20	=	0	X	9	18	= \$ 0	\$
Independent Claims	1-3	=	0	X	39	78	= \$ 0	\$
Multiple Dependent Claims Presented: <u>      </u> Yes <u>X</u> No					130	260	= \$ 0	\$
					BASIC FEE		\$ 345	\$
					TOTAL FEE		\$ 345	\$

\*If the difference in Col. 1 is  
less than zero, enter "0" in  
Col. 2.

<sup>1</sup> filing an application pursuant to this section expressly abandons the  
parent application.

Applicants:  
Serial No.:  
Filed:

Edmund La Gamma et al.  
Not Yet Known  
Herewith

August 22, 2000

Cont.Div.  
Page 2

4. X The Commissioner is hereby authorized to charge payment of the following fees associated with this application or credit any overpayment to Deposit Account No. 03-3125.
- X Any additional filing fees required under 37 C.F.R. §1.16.
- X Any patent application processing fees under 37 C.F.R. §1.17.
- The issue fees set forth in 37 C.F.R. §1.18 at or before mailing of the Notice of Allowance, pursuant to 37 C.F.R. §1.311(b).
5. X Three copies of this sheet are enclosed.
6. X A check in the amount of \$ 345.00 is enclosed.
7.        Cancel claims       .
8.        Amend the specification by inserting before the first line the sentence: --This is a        continuation        division of application Serial No.       , filed       ---
9.               Sheet(s) of        informal        formal drawing(s) is/are enclosed.
10.        Transfer the drawings from the prior application to this application and abandon said prior application as of the filing date accorded this application. A duplicate copy of this sheet is enclosed for filing in the prior application file.
11.        Priority of application No.        filed on        in        (country) is claimed under 37 U.S.C. §119.
- The certified copy of the priority application has been filed in prior application Serial No.       , filed       .
12. X The prior application is assigned of record to The Research Foundation of State University of New York (copy attached)
13. X A preliminary amendment is enclosed.
14. X The power of attorney in the prior application is to:

John P. White (Reg. No. 28,678); Christopher C. Dunham (Reg. No. 22,031); Norman H. Zivin (Reg. No. 25,385); Jay H. Maioli (Reg. No. 27,213); William E. Pelton (Reg. No. 25,702); Robert D. Katz (Reg. No. 30,141); Peter J. Phillips (Reg. No. 29,691); Wendy E. Miller (Reg. No. 35,615); Richard S. Milner (Reg. No. 33,970); Robert T. Maldonado (Reg. No. 38,232); Paul Teng (Reg. No. 40,837); Richard F. Jaworski (Reg. No. 33,515); Elizabeth M. Wieckowski (Reg. No. 42,226); Pedro C. Fernandez (Reg. No. 41,741); and Gary J. Gershik (Reg. No. 39,992)

Applicants: Edmund La Grana et al.  
Serial No. Not Yet Known  
Filed: Herewith

August 22, 2000

Cont/Div.  
Page 3

- (a) \_\_\_\_\_ The power appears in the original papers in the prior application.
- (b)   X   Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.
- (c)   X   Address all future communications to:  
(May only be completed by applicant,  
or attorney or agent of record.)

John P. White

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

15.   X  

Also enclosed Express Mail Certificate of Mailing No.

EL066381097US

16. \_\_\_\_\_

I hereby verify that the attached papers are a true copy of prior application Serial No. \_\_\_\_\_ as originally filed on \_\_\_\_\_.

The undersigned declares further that all statements made herein of his own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statement and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date

8/22/00

Signature



John P. White, Reg. No. 28,678

\_\_\_\_\_  
INVENTOR(S)  
\_\_\_\_\_  
ASSIGNEE OF COMPLETE INTEREST  
  X    
ATTORNEY OR AGENT OF RECORD  
\_\_\_\_\_  
FILED UNDER 37 C.F.R. §1.34(a)

Address of Signator:

Cooper & Dunham LLP

1185 Avenue of the Americas

New York, New York 10036

A

jc868 U.S. PRO  
09/643334  
08/22/00

For : METHOD OF PRODUCING GENETICALLY MODIFIED  
ASTROCYTES AND USES THEREOF

Sir:

Date of Deposit: August 22, 2000

Printed Name:

Respectfully submitted,

John P. White  
Registration No. 28,678  
Attorney for Applicants  
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